

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IWA-FOREST INDUSTRY PENSION PLAN,	:	Civil Action No. 1:21-cv-08634-PKC
Individually and on Behalf of All Others	:	
Similarly Situated,	:	<u>CLASS ACTION</u>
	:	
Plaintiff,	:	Honorable P. Kevin Castel
	:	
v.	:	
	:	
D-MARKET ELEKTRONİK HİZMETLER	:	
VE TİCARET ANONİM ŞİRKETİ a/k/a	:	
D-MARKET ELECTRONIC SERVICES &	:	
TRADING d/b/a/ HEPSİBURADA, MEHMET	:	
MURAT EMİRDAĞ, HALİL KORHAN ÖZ,	:	
HANZADE VASFIYE DOĞAN BOYNER,	:	
ERMAN KALKANDELEN, MEHMET EROL	:	
ÇAMUR, CEMAL AHMET BOZER,	:	
VUSLAT DOĞAN SABANCI, MUSTAFA	:	
AYDEMİR, TOLGA BABALI, COLLEEN A.	:	
DE VRIES, COGENCY GLOBAL INC.,	:	
MORGAN STANLEY & CO. LLC, J.P.	:	
MORGAN SECURITIES LLC, GOLDMAN,	:	
SACHS & CO. LLC, BOFA SECURITIES	:	
INC., UBS SECURITIES LLC, and	:	
TURKCOMMERCE B.V.,	:	
	:	
Defendants.	:	
_____	:X	

**LEAD PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Court-appointed Lead Plaintiff, IWA Forest Industry Pension Plan, has entered into a Stipulation and Agreement of Settlement dated March 22, 2023 (“Stipulation”) with Defendants, and respectfully moves the Court for an Order: (i) preliminarily approving the Settlement on the terms set forth in the Stipulation (Fox Decl. Ex. 1); (ii) certifying the proposed Settlement Class for purposes of the Settlement pursuant to Fed. R. Civ. P. 23(a) and 23(b)(3); (iii) approving the

form and content of the Notice, Claim Form, and Summary Notice attached to the Proposed Preliminary Approval Order (Fox Decl. Ex. 1-A) as Exhibits A-1, A-2, and A-3; (iv) approving the proposed procedures for dissemination of the Notice, Claim Form, and Summary Notice; and (v) set a date and time for the Settlement Fairness Hearing, at which the Court will consider final approval of the Settlement, the Plan of Allocation, and Lead Counsel's application for attorneys' fees and expenses, including reimbursement of costs and expenses to Lead Plaintiff pursuant to the PSLRA.

In support of this Motion, Lead Plaintiff submits herewith: (1) Lead Plaintiff's Memorandum of Law in Support of Motion for Preliminary Approval of Class Action Settlement; (2) the Declaration of Frederic S. Fox in Support of Lead Plaintiff's Motion for Preliminary Approval of Class Action Settlement (with Exhibits); and (3) a [Proposed] Order Preliminarily Approving Settlement and Providing For Notice, which is being submitted as Exhibit A to Exhibit 1 of the Fox Declaration.

Dated: March 22, 2023

Respectfully submitted,

By: /s/ Frederic S. Fox

Frederic S. Fox
Donald R. Hall
Melinda Campbell
KAPLAN FOX & KILSHEIMER LLP
800 Third Avenue, 38th Floor
New York, NY 10022
Telephone: (212) 687-1980
Facsimile: (212) 687-7714

*Lead Counsel for Lead Plaintiff and the
proposed Settlement Class*

CERTIFICATE OF SERVICE

I certify that on March 22, 2023, I electronically filed the above Lead Plaintiff's Motion For Preliminary Approval of Class Action Settlement, the Supporting Memorandum of Law, and the Supporting Declaration of Frederic S. Fox (with all Exhibits thereto), using the Court's CM/ECF system, which will be sent electronically to the registered participants as identified on the attached Electronic Mail Notice List.

/s/ Frederic S. Fox